



BAY AREA
AIR QUALITY
MANAGEMENT
DISTRICT

BOARD OF DIRECTORS' REGULAR MEETING

August 15, 2001

A meeting of the Bay Area Air Quality Management District Board of Directors will be held at 9:30 a.m. in the Lawrence Dahms room at the [Metropolitan Transportation Commission](#), 101 Eighth Street, Oakland, California.

Questions About an Agenda Item

The name and telephone number of the appropriate staff person to call for additional information or to resolve concerns is listed for each agenda item.

Meeting Procedures

The public meeting of the Air District Board of Directors begins at 9:30 a.m. The Board of Directors generally will consider items in the order listed on the agenda. However, any item may be considered in any order.

After action on any agenda item not requiring a public hearing, the Board may reconsider or amend the item at any time during the meeting.

BOARD OF DIRECTORS' REGULAR MEETING A G E N D A

**WEDNESDAY
August 15, 2001
9:30 A.M.**

**Metropolitan Transportation Commission
Lawrence Dahms Room
101 Eight Street
Oakland, California**

CALL TO ORDER

Opening Comments
Roll Call
Pledge of Allegiance

Randy Attaway, Chairperson
Clerk of the Boards

PUBLIC COMMENT PERIOD

Public Comment on Non-Agenda Items, Pursuant to Government Code Section 54954.3 *Members of the public are afforded the opportunity to speak on any agenda item. All agendas for regular meetings are posted at District headquarters, 939 Ellis Street, San Francisco, CA, at least 72 hours in advance of a regular meeting. At the beginning of the regular meeting agenda, an opportunity is also provided for the public to speak on any subject within the Board's subject matter jurisdiction. Speakers will be limited to five (5) minutes each.*

CONSENT CALENDAR (ITEMS 1 – 7)

Staff/Phone (415) 749-

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|----|--|-------------------------|
| 1. | Minutes of August 1, 2001 | M. Romaidis/4965 |
| 2. | Communications
<i>Information only</i> | E. Garvey/4970 |
| 3. | Report of the Advisory Council | J. Kelly/4962 |
| 4. | Report of District Personnel on Out of State Business Travel | W. Tanaka/5066 |
| 5. | Report of Purchase Orders in Excess of \$20,000.00 | W. Tanaka/5066 |

The Board of Directors is hereby notified of the execution of:

Purchase Order numbers 40656 and 40657, both in excess of \$20,000:

One gas chromatograph will be purchased from Varian, Inc. under Purchase Order number 40656 in the amount of \$34,285, and one automatic desorber will be purchased from Tekmar under Purchase Order number 40657 in the amount of \$33,855.

6. Approve Execution of Contract with Infinity Outdoor Systems

W. Tanaka/5066

Pursuant to the District's Administrative Code Division II, Section 4.3. Fiscal Policies and Procedures, staff requests the Board authorize the Executive Officer/APCO to execute a contract with Infinity Outdoor Systems for the second phase of the Smoking Vehicle advertising campaign in the amount of \$37,442.50.

7. Report on District Energy Use

W. Tanaka/5066

Summary of District energy use beginning June, 2000 through July, 2001 for Board review included in packet.

COMMITTEE REPORTS AND RECOMMENDATIONS

8. Report of the **Legislative Committee** Meeting of August 1, 2001

CHAIR: B. WAGENKNECHT

E. Garvey/4970

Actions: Adopt Committee's recommendations on current and potential legislation as follows:

<i>Bill</i>	<i>Brief Description</i>	<i>Staff Recommendation</i>
<i>SB 527 (Sher)</i>	<i>Gives ARB administrative civil penalty authority</i>	<i>Support</i>
<i>SB 531 (Sher)</i>	<i>Requires 20% of electricity to come from renewables</i>	<i>Support</i>
<i>SBX2 70 (Costa)</i>	<i>Would allow diesel to be used in natural gas boilers</i>	<i>Oppose</i>
<i>AB 1390 (Firebaugh)</i>	<i>Requires state-funded air programs to address environmental justice</i>	<i>Change position from Oppose to Support</i>

9. Report of the **Public Outreach Committee** Meeting of August 13, 2001

CHAIR: J. MILLER

E. Garvey/4970

PRESENTATION

10. Status Report and Summary of Issues Related to Preparation and Adoption of the 2001 Ozone Attainment Plan for the 1-hour National Ozone Standard **E. Garvey/4970**

The Board has requested additional information on the status of the 2001 Ozone Plan after local adoption on July 18, 2001 and the California Air Resources Board hearing on July 26, 2001. This is an informational item.

11. Status Report of Community Meetings to be held on Ozone Attainment Plan

P. Hess/4971

On July 18, 2001 the San Francisco Bay Area 2001 Ozone Attainment Plan was adopted by the Bay Area AQMD, the Metropolitan Transportation Commission, and the Association of Bay Area Governments (ABAG) with the provision that six community meetings be held in order to increase the opportunity for public participation in the process.

OTHER BUSINESS

12. Reconsideration of August 1, 2001 Board of Director Decision to Request Resignations of Hearing Board Members Alvin Greenberg and Antoinette Stein **R. Attaway/4970**

Report on facts and circumstances leading to the request for resignation of Hearing Board Members Alvin Greenberg and Antoinette Stein and reconsideration of August 1, 2001 decision.

13. Report of the Air Pollution Control Officer

14. Chairperson's Report

CLOSED SESSION

15. Conference with District's Labor Negotiators
(Government Code § 54957.6(a))

*Agency Negotiators: Rich Sanchez, Human Resources Officer
Peter Hess, Deputy APCO*

*Employee Organization: Bay Area Air Quality Management District Employees'
Association, Inc.*

16. Conference with Legal Counsel – Anticipated Litigation

Pursuant to Government Code Section 54956.9(b)(1), a need exists to meet in closed session with legal counsel regarding a significant exposure to litigation against the District based on existing facts and circumstances.

OPEN SESSION

17. Board Members' Comments

Any member of the Board, or its staff, on his or her own initiative or in response to questions posed by the public, may; ask a question for clarification, make a brief announcement or report on his or her own activities, provide a reference to staff regarding factual information, request staff to report back at a subsequent meeting concerning any matter or take action to direct staff to place a matter of business on a future agenda. (Gov't Code § 54954.2)

18. Place of Next Meeting - 9:30 a.m., Wednesday, September 5, 2001 at the 939 Ellis Street, San Francisco, California 94109

19. Adjournment

EG:mag